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August 10, 1999

COPY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Re: International Patent Application

No. PCT/GB97/01939, now

U.S. Serial No. 09/230,137

Applicants : Robert William CUNNINGHAM

Title : NEW TEST DEVICE FOR MASS SCREENING

Filing Date : January 19, 1999

Docket No. : 2386-1-001

**EXPRESS MAIL "MAILING CERTIFICATE NO." : EL424844339US**  
**DATE OF DEPOSIT : AUGUST 10, 1999**

## SUBMISSION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sir:

Responsive to the Notification of Missing Requirements Parts of Application under 35 U.S.C. 371 in the U.S. Designated/Elected Office, copy enclosed, Applicants submit herewith the following:

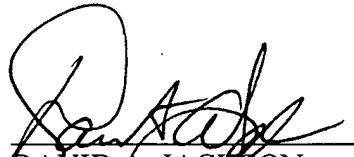
1. A combined Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 CFR 1.63.
2. Check in the amount of \$65.00 representing the surcharge for late filing of the executed Declaration and Power of Attorney.

Box PCT  
August 10, 1999  
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Attorney Docket: 2386-1-001

may be charged to Deposit Account No. 11-1153. A duplicate copy of this letter is provided for this purpose.

Respectfully submitted,



DAVID A. JACKSON  
Attorney for Applicant(s)  
Registration No. 26,742

DAJ/ljs  
Enclosures



## UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

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|   |                                     |                                  |
|---|-------------------------------------|----------------------------------|
| U.S. APPLICATION NO.<br>09/230,137              | FIRST NAMED APPLICANT<br>CUNNINGHAM | ATTY. DOCKET NO.<br>R 2386-1-001 |
| INTERNATIONAL APPLICATION NO.<br>PCT/GB97/01939 |                                     |                                  |
| I.A. FILING DATE<br>07/16/97                    |                                     | PRIORITY DATE<br>07/17/96        |
| DATE MAILED: 07/13/99                           |                                     |                                  |

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## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.  
☒ Copy of the international application in:  
☐ a non-English language.  
☒ English.
- ☐ Translation of the international application into English.  
☒ Oath or Declaration of inventors(s) for DO/EO/US.  
☐ Copy of Article 19 amendments.  
☐ Translation of Article 19 amendments into English.  
☒ The International Preliminary Examination Report in English and its Annexes, if any.  
☐ Translation of Annexes to the International Preliminary Examination Report into English.  
☒ Preliminary amendment(s) filed 19 Jan 1999 and  
☒ Information Disclosure Statement(s) filed 25 April 1999 and  
☐ Assignment document.  
☐ Power of Attorney and/or Change of Address.  
☐ Substitute specification filed  
☒ Statement Claiming Small Entity Status.  
☒ Priority Document.  
☒ Copy of the International Search Report and copies of the references cited therein.  
☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.  
☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice *MUST* be returned with this response.**

Enclosed: ☐ PCT/DO/EO/917  
☐ PTO-875

☐ Notice of Defective Translation  
Winston Alvarado  
National Stage Processing